

JC10 dPCT/PTO 21 JUL 2005
No. 9501-0007
PATENT

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By: _____

Anne Currier Carr
Anne Currier Carr

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

MITSUO NISHIKAWA

Examiner: Unassigned

Application No.: 10/512,109 ✓

Art Unit: Unassigned

Filed: October 19, 2004

Confirmation No.: 4547

For: POLYPEPTIDE HAVING AN ACTIVITY TO SUPPORT PROLIFERATION
OR SURVIVAL OF HEMATOPOIETIC STEM CELL OR HEMATOPOIETIC
PROGENITOR CELL, AND DNA CODING FOR THE SAME

COMMUNICATION UNDER 37 C.F.R. 1.78(a)(5)(iv)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

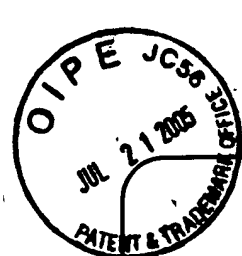
In accordance with 37 C.F.R. §1.78(a)(5)(iv), Applicant hereby submits a Verification of Translation and true English translation of U.S. Provisional Application No. 60/379,001, filed April 26, 2002. It is respectfully requested that this Verification of Translation and the attached translation be made of record in the above-identified application.

Dated: 7/12/05
ROBINS & PASTERNAK LLP
1731 Embarcadero Road, Suite 230
Palo Alto, CA 94303
Tel: (650) 493-3400
Fax: (650) 493-3440

Respectfully submitted,

By: _____

Roberta L. Robins
Roberta L. Robins
Reg. No. 33,208



PTO/SB/21 (09-04)

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

173

Application Number

10/512,109

Filing Date

October 19, 2004

First Named Inventor

Mitsuo Nishikawa

Art Unit

Unassigned

Examiner Name

Unassigned

Attorney Docket Number

5501-0007

ENCLOSURES (Check all that apply)☒ **Fee Transmittal Form (duplicate)**☒ **Fee Attached (\$250 check)**☐ **Amendment/Reply**☐ After Final☐ Affidavits/declaration(s)☒ **Extension of Time Req (duplicate)**☐ Express Abandonment Request☒ **Information Disclosure Statement**
Statement (2 pages)
PTO/SB/08A & B Lists (2 pages)
Copies of All References
(pages not counted)☐ Certified Copy of Priority
Document(s)☒ **Reply to Missing Parts/
Incomplete Application**☐ Reply to Missing Parts
under 37 CFR 1.52 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) _____☐ Landscape Table on CD☐ After Allowance Communication to TC☐ Appeal Communication to Board
of Appeals and Interferences☐ Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ **Other Enclosure(s) (please identify
below):**

Communication Under 1.78(a)(5) (1 page)

COPY Verification of Translation (1 page)

COPY translation of 60/376,001 (155 pages)

COPY of signed Declaration (3 pages)

COPY Notification Missing Reqs (2 pages)

Return Receipt Postcard (1 page)

Remarks

The Commissioner is authorized to charge any additional fees to Deposit
Account 18-1648.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Robins & Pasternak LLP

Signature

Printed name

Roberta L. Robins

Date

7/12/05

Reg. No.

33,208

CERTIFICATE OF TRANSMISSION/MAILING

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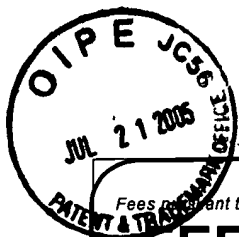
Signature

Typed or printed name

Anne Currier Carr

Date

7/12/05



PTO/SB/17 (12-04)

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$250)

Complete if Known

Application Number	10/512,109
Filing Date	October 19, 2004
First Named Inventor	Mitsuo Nishikawa
Examiner Name	Unassigned
Art Unit	Unassigned
Attorney Docket No.	5501-0007

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 18-1648 Deposit Account Name: Robins & Pasternak LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES Small Entity		SEARCH FEES Small Entity		EXAMINATION FEES Small Entity		Fees Paid (\$)
	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Small Entity	
	Fee (\$)	Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
-20 or HP = _____ x _____ = _____						
HP = highest number of total claims paid for, if greater than 20						
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)			
-3 or HP = _____ x _____ = _____						
HP = highest number of independent claims paid for, if greater than 3						

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____				

4. OTHER FEE(S)

	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	
Other: Surcharge for late oath or declaration	130
Extension of time for one month	120

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 33,208	Telephone (650) 493-3400
Name (Print/Type)	Roberta L. Robins		Date 7/12/05

07/25/2005 GFREY1 00000127 10512109

01 FC:1617

130.00 OP



VERIFICATION OF TRANSLATION

I, Yoshiyuki KAWAGUCHI, a citizen of Japan,

of c/o SERA, TOYAMA, MATSUKURA & KAWAGUCHI, Yokoyama Bldg., 6th Floor, 4-10, Higashi Nihonbashi 3-chome, Chuo-ku, Tokyo, 103-0004 Japan

hereby declare as follows:

1. I am a translator and am familiar with the English and Japanese languages.
2. I am the translator of the documents attached hereto and certify that the following is a true English translation of U.S. Patent Application No. 60/376,001 filed on April 26, 2002 to the best of my knowledge and belief.

Dated this 13th day of August, 2002

Signature of translator
KAWAGUCHI, Yoshiyuki, Ph.D.
Patent Attorney